

REMARKS

Claims 1, 4-6, 12, and 16-26 remain in the application.

Statement of Common Ownership

The present application and U.S. Patent No. 6,847,218 were, at the time the inventions of the present application were made, owned by or subject to an obligation of assignment to Cypress Semiconductor Corporation.

Claim Rejection – 35 U.S.C. § 103(a) (Cha and Nulty)

Claims 21-26 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 6,849,928 to Cha et al. (“Cha”) in view of U.S. Patent No. 6,847,218 to Nulty et al. (“Nulty”).

Nulty issued on January 25, 2005, while this application was filed on February 23, 2004. Therefore, Nulty qualifies as prior art against the present application under 35 U.S.C. § 102(e). 35 U.S.C. § 103(c) is thus applicable, which provides that Nulty may be disqualified as prior art in an obviousness rejection by establishing common ownership of Nulty and the present application. A statement establishing common ownership of Nulty and the present application is made above. See MPEP 706.02(I)(2).

It is further noted that Cypress Semiconductor Corporation is the current assignee of both Nulty and the present application.

Accordingly, it is respectfully submitted that claims 21-26 are patentable over Cha and Nulty.

Allowed Claims

Applicants thank the Examiner for allowing claims 1, 4-6, 12, and 16-20.

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Conclusion

For at least the above reasons, it is believed that claims 1, 4-6, 12, and 16-26 are in condition for allowance. The Examiner is invited to telephone the undersigned at (408)436-2112 for any questions.

If for any reason an insufficient fee has been paid, the Commissioner is hereby authorized to charge the insufficiency to Deposit Account No. 50-2427.

Respectfully submitted,
Bo Jin et al.

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